HIGH COURT OF UTTARANCHAL AT NAINITAL

A.O. No. 343 of 2001
(Old No. 368 of 1995)

National Insurance Co. ..... Appellant

Versus

Umesh Chand Bhatt and another ..... Respondents

Dated: 13.8.2004

Hon. Rajesh Tandon J.

Present appeal has been filed against the judgment and award dated 1.7.1995 passed by the Motor Accident Claims Tribunal, Pithoragarh.

The respondent claimant has filed a claim petition for the grant of compensation on account of the injuries sustained by him in a motor vehicle accident involving Truck No. DBL 9366. On the basis of the evidence adduced by the petitioner, the Motor Accident claims Tribunal has held that the accident took place due to rash and negligent driving by the driver of the truck and awarded a compensation of Rs.50,000/- to the petitioner against the insurance company. Feeling aggrieved by the judgment and award the Insurance Company has preferred the present appeal.

None appears for the parties. I have perused the entire material on record.

I find no infirmity in the judgment and award passed by the Claims Tribunal. The compensation awarded is just and

proper. The appeal lacks merit and is, hereby dismissed with costs.

(Rajesh Tandon J.)

13.8.2004

*Dhyani